

01/17/2013 THU 13:22 FAX

002/003

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
RISHI KHANNA and MUKESH PATEL, as co-  
Administrators of the Estate of SHAIL KHANNA,  
deceased, and HRIDESH NARAIN KHANNA,  
individually,

Plaintiffs,

- against -

BEDORE TOURS, INC, JOHN DINARDO JR.,  
BRIDGESTONE AMERICAS TIRE  
OPERATIONS, LLC, and MOTOR COACH  
INDUSTRIES, INC.,

Defendants.

**STIPULATION OF  
DISCONTINUANCE WITHOUT  
PREJUDICE**

Civil Case No. CV-12-4565  
(Korman/Pollak)

-----X  
IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the  
attorneys of record for Plaintiffs and Defendants to the above-entitled action, that whereas no party hereto is an  
infant, incompetent person for whom a committee has been appointed or conservator and no person not a party  
has an interest in the subject matter of the action, the Plaintiffs' claims against the Defendants in the above  
entitled action be, and the same hereby are discontinued without prejudice and without costs to either Plaintiffs  
or Defendants and that Plaintiffs shall have the right to re-file their action in the Supreme Court of the State of  
New York, County of Niagara.

This Stipulation may be filed without further notice with the Clerk of the Court.

Facsimile signatures shall be deemed as originals for purposes of filing.

Dated: Mineola, New York  
January 17, 2013

**COHEN & LOMBARDO, P.C.**  
*Attorneys for Defendants Bedore Tours,  
Inc. & John Dinardo, Jr.*

By: 

DANIEL R. CONNORS  
343 Elmwood Avenue  
Buffalo, New York 14213  
(716) 881-3010

**SILER & INGBER, LLP**  
*Attorneys for Plaintiff*

By: 

JED KIRSCH  
301 Mineola Blvd.  
Mineola, New York 11501  
(516) 294-2666

01/17/2013 THU 15:33 FAX

From: Cohen Lombardo PC

716 881 2755

01/17/2013 14:32

#888 P.003/003

01/17/2013 THU 13:22 FAX

003/003

**HERRICK, FEINSTEIN LLP**  
*Attorneys for Defendant*  
*Bridgestone Americas Tire*  
*Operations LLC.*

By: 

SUSAN T. DWYER  
2 Park Avenue  
New York, New York 10016  
(212) 592-1400

DEFENDANT MOTOR COACH INDUSTRIES, INC. HAS NOT APPEARED IN THE ACTION OR  
FILED AN ANSWER